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9 State of California by and through California
10 Highway Patrol and Officer Ramon Silva

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

10 SANDRA KIRKMAN AND
11 CARLOS ALANIZ,
12 INDIVIDUALLY AND AS
13 SUCCESSORS-IN-INTEREST TO
14 JOHN ALANIZ, DECEASED,

15 Plaintiff,

16 v.

17 STATE OF CALIFORNIA;
18 RAMON SILVA; AND DOES 1-10,
19 INCLUSIVE,

20 Defendant.

Case No.: 2:23-cv-07532-DMG-SSC

**DECLARATION OF ROD
ENGLERT**

Courtroom: 8C

Judge: Hon. Dolly M. Gee

FPTC Date: March 25, 2025

Trial Date: April 15, 2025

21 I, Rod Englert, declare:

22 1. I make this declaration from my personal knowledge, from my review
23 of documents produced through discovery in this case, from a forensic
24 reconstruction of the incident that occurred on May 4, 2022, from the work product
25 of members of my team, and from discussion with other experts and sources upon
26 whom I, and others in my profession, ordinarily rely.

27 2. In the instant case, I serve as the Defendants' forensic reconstruction
28 expert in connection with the subject incident that occurred on May 4, 2022, in the
city of Paramount, County of Los Angeles California.

1 3. I have served as a forensic expert in over 580 criminal and civil cases
2 throughout the United States, with special emphasis in crime scene reconstruction,
3 wound ballistics, firearm ballistics (including bullet provenance and trajectory),
4 and bloodstain pattern interpretation.

5 4. I am qualified in the area of homicidal reconstruction. Homicide
6 reconstructions utilize many specialized skills in the area of forensic science,
7 including ballistics, bloodstain pattern analysis, and identification of rim of
8 abrasion. I have testified over 400 times in twenty-eight states. As a leader of
9 Englert Forensic Consultants ("EFC") I am currently in good standing with the
10 American Academy of Forensic Sciences (fellow), the Association for Crime
11 Scene Reconstruction (Past President), the International Association of Bloodstain
12 Pattern Analysts (Past President), and Certified in Force Science training. I remain
13 active in training conferences and personally lecture throughout the USA
14 regarding crime scene reconstruction and bloodstain pattern analysis.

15 5. Our reconstruction of a shooting scene involves applying the
16 scientific method in order to determine out of a range of possibilities the most
17 probable outcome of what occurred. Interpretation of the event analysis is based
18 upon the evidence in the case and the education, training, and experience of the
19 parties doing the reconstruction. A reconstructionist reviews all materials and
20 expert opinions, if any. A reconstructionist is not an expert in many fields but has
21 a knowledge base of all pertinent resources, i.e., forensic pathology, ballistics,
22 DNA, and bloodstain pattern, among a few, that allow putting pieces of an active
23 event together.

24 6. As part of my service as an expert in this case, I reviewed case
25 discovery materials, DOJ investigative materials and photographs, transcripts,
26 evidence analysis notes and photographs, expert reports, and data collected during
27 reconstruction efforts. In reviewing these materials, I formulated opinions as to the
28 most probable explanations for the physical evidence present. Following such

1 observations and conclusions, a forensic incident animation exhibit was created at
2 my direction to reflect the opinions drawn in this case. The resultant forensic
3 incident animation exhibit accurately summarizes my opinions in this case.

4 I hereby declare under penalty of perjury under the laws of the United States
5 that the foregoing is true and correct.

6
7 DATED this 20th day of March, 2025.

8 
9 Rod Englert